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PATENT  
Attorney Docket No. 08442.0002-04000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

**Joseph C. CAUTHEN**

Application No.: **10/085,040**

Filed: **March 1, 2002**

For: **INTERVERTEBRAL DISC  
ANNULUS STENT**

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)  
) Group Art Unit: 3738  
)  
) Examiner: U. Chattopadhyay  
)  
)  
) Confirmation No.: 8078  
)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**COMMUNICATION REGARDING SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT**


A Supplemental Information Disclosure Statement Under 37 C.F.R. § 1.97(b)(3) was submitted to the U.S. Patent and Trademark Office on April 18, 2005. However, the applicant did not attach a Form PTO/SB/08 listing the citations. Attached herewith is a Form PTO/SB/08 listing the citations that were submitted in the SIDS dated April 18, 2005. The applicant respectfully requests consideration and entry of the Supplemental Information Disclosure Statement.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§  
1.16 or 1.17 as required by this paper to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: June 15, 2005

By:   
Tram Anh Nguyen  
Reg. No. 47,257

IDS Form PTO/SB/08: Substitute for form 1449A/PTO			<b>Complete if Known</b>		
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>			Application Number	10/085,040	
			Filing Date	March 1, 2002	
			First Named Inventor	Joseph C. Cauthen	
			Art Unit	3738	
			Examiner Name	Chattopadhyay, U.	
Sheet	1	of	1	Attorney Docket Number	08442.0002-04000



U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No.	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <i>(if known)</i>			

**Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.**

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation
		Country Code Number Kind Code <i>(if known)</i>				

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
		CAUTHEN, JOSEPH, Draft Abstract entitled "Microsurgical Annular Reconstruction (Annuloplasty) Following Lumbar Microdiscectomy: Preliminary Report of a New Technique" from <a href="mailto:abstracts@neurosurgery.org">abstracts@neurosurgery.org</a> , September 4, 1998.	
		CAUTHEN, JOSEPH C., "Annulotomy Study, Preliminary Results: Updated February 1999 for all procedures with at least one-year follow-up" (Table), February 8, 1999.	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

